

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Matthew Simpson, et al.

Title: METHOD FOR FORMING CERAMIC LAYER HAVING GARNET
CRYSTAL STRUCTURE PHASE AND ARTICLE MADE THEREBY

App. No.: 10/044,744

Filed: 01/11/2002

Examiner: Jennifer C. McNeil

Group Art Unit: 1775

Atty. Dkt. No.: 1035-SC4127

July 7, 2003

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450**FAX RECEIVED**
PATENT
JUL 08 2003
GROUP 1775
*[Handwritten signature]***RESPONSE TO RESTRICTION REQUIREMENT**

Dear Madame:

REMARKS

The Office has restricted the claims 1-64 of this application into Groups I (1-33), II (34-54), and III (55-64).

Applicant(s) elect the claims of Group II (34-54) and provisionally withdraw the non-elected claims of Groups I, and III. The restriction is respectfully traversed in order to preserve the issue for subsequent petition since the examination of all of the claims 1-64 does not create an undue burden on the Office and that the subject matter among the groups is not independent and distinct as required by statute. Furthermore, different classifications as recited by the Office are not in and of itself adequate grounds for restriction since the Office has historically allowed many applications containing (method, and apparatus system and computer readable medium) claims in one patent application.

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to the Commissioner for Patents on <u>07/07/2003</u> .	
<u>Pia Lorenzana</u> Typed or Printed Name	<u>[Signature]</u> Signature